



Agenda Date: 10/16/13
Agenda Item: IIA

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

ENERGY

IN THE MATTER OF THE LONG TERM CAPACITY
AGREEMENT PILOT PROGRAM

) ORDER OF EXTENSION

) BPU Docket No. EO11010026
) OAL Docket Nos. PUC 08022-12
) and PUC 12918-12


(SERVICE LIST ATTACHED)

The Initial Decision of the Administrative Law Judge was received by the Board of Public Utilities (Board) on September 27, 2013, therefore the forty-five-day statutory period for review and the issuing of a Final Decision will expire on November 11, 2013. Prior to that date, the Board requests an additional 45-day extension of time for issuing the Final Decision in order to fully review and consider the voluminous record. In addition, the Board would need to consider and review any exceptions and replies to exceptions which may be filed and are due on or about October 7 and October 15, 2013, respectively.

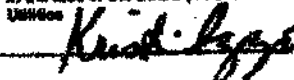
Good cause having been shown, pursuant to N.J.S.A. 52:14B-10(c) and N.J.A.C. 1:1-18.8, **IT IS ORDERED** that the time limit for the Board to render a Final Decision is extended until December 26, 2013.

DATED: 10/16/13

BOARD OF PUBLIC UTILITIES
BY¹:


ROBERT M. HANNA
PRESIDENT

ATTEST: 
KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities


¹ Authorized by Board to execute this Order of Extension on its behalf.

Date Board mailed Order to OAL: 10/18/13

cc: Service List Attached

DATED:
10/17/13



LAURA SANDERS, ACTING
DIRECTOR & CHIEF
ADMINISTRATIVE LAW JUDGE

Date OAL mailed executed Order to Board: 10/17/13 emailed

Date Board mailed executed Order to Parties: 10/21/13

IN THE MATTER OF THE LONG TERM CAPACITY AGREEMENT PILOT PROGRAM
 BPU Docket No. EO11010026
 OAL Docket Nos. PUC 08022-12 and PUC 12918-12

SERVICE LIST

<u>Parties of Record</u>	<u>BPU</u>
<p>Stephen B. Genzer, Esq. Saul Ewing LLP One Riverfront Plaza Suite 1520 Newark, New Jersey 07102 sgenzer@saul.com</p>	<p>Elizabeth Ackerman, Director Division of Economic Development & Energy Policy New Jersey Board of Public Utilities 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, New Jersey 08625-0350 elizabeth.ackerman@bpu.state.nj.us</p>
<p>Vilna Waldron Gaston, Esq. Associate Gen. Reg. Counsel PSEG Services Corporation 80 Park Plaza, T5G Newark, New Jersey 07102 vilna.gaston@pseg.com Appellant, PSEG Power LLC</p>	<p>Jerome May, Director Division of Energy New Jersey Board of Public Utilities 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, New Jersey 08625-0350 jerome.may@bpu.state.nj.us</p>
<p>Sean J. Kirby, Esq. Sheppard, Mullin, Richter & Hampton, LLP 30 Rockefeller Plaza – 39th floor New York, New York 10112 skirby@sheppardmullin.com Respondent, Competitive Power Ventures</p>	<p>Kristi Izzo, Secretary Office of the Secretary New Jersey Board of Public Utilities 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, New Jersey 08625-0350 kristi.izzo@bpu.state.nj.us</p>
<p>Hesser McBride, Esq. Wilentz, Goldman & Spitzer, P.A. 90 Woodbridge Center Drive, Suite 900 Post Office Box 10 Woodbridge, New Jersey 07095-0958 hmcbride@wilentz.com Respondent, Hess Newark LLC</p>	<p>Tricia Caliguire, Chief Counsel New Jersey Board of Public Utilities 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, New Jersey 08625-0350 tricia.caliguire@bpu.state.nj.us</p>
<p>James E. McGuire, Esq. Reed Smith, LP Princeton Forrestal Village 136 Maine Street, Suite 250 Princeton, NJ 08540 Respondent, NRG Energy, Inc. jemcquire@reedsmith.com</p>	<p><u>DOL</u></p> <p>Babette Tenzer, DAG State of New Jersey Department of Law & Public Safety Division of Law 124 Halsey Street Post Office Box 45029 Newark, New Jersey 07101-45029 babette.tenzer@dol.lps.state.nj.us Respondent, Board of Public Utilities</p>

Parties of Record (continued)

Tamara L. Linde, Esq.
Vice President, Regulatory
PSE&G Services Corporation
80 Park Plaza – T-05
Newark, New Jersey 07102
tamara.linde@pseq.com
Respondent, PSE&G Services Corporation

Philip J. Passanante, Esq.
Associate General Counsel
Pepco Holdings Inc.
Atlantic City Electric Company
Post Office Box 6066
Newark, Delaware 19714-6066
philip.passanante@pepcoholdings.com
Respondent, Atlantic City Electric Company

Gregory Eisenstark
Morgan, Lewis & Bockius LLP
89 Headquarters Plaza North, Suite 1453
Morristown, NJ 07960
geisenstark@morganlewis.com

James C. Meyer, Esq.
Riker, Danzig, Scherer, Hyland & Perretti LLP
Headquarters Plaza
One Speedwell Avenue
Morristown, New Jersey 07962-1981
jmeyer@riker.com
Respondent, Rockland Electric Company

Stefanie A. Brand, Esq., Director
State of New Jersey
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, New Jersey 08625-0003
sbrand@rpa.state.nj.us

APPELLANTS

Colleen A. Foley, Esq.
Saul Ewing LLP
One Riverfront Plaza
Suite 1520
Newark, New Jersey 07102
cfoley@saul.com
Appellant, Exelon Generation Company, LLC

Jennifer Hsia, DAG
State of New Jersey
Department of Law & Public Safety
Division of Law
124 Halsey Street
Post Office Box 45029
Newark, New Jersey 07101-45029
jennifer.hsia@dol.lps.state.nj.us

Veronica Beke, DAG
State of New Jersey
Department of Law & Public Safety
Division of Law
124 Halsey Street
Post Office Box 45029
Newark, New Jersey 07101-45029
veronica.beke@dol.lps.state.nj.us

T. David Wand, DAG
State of New Jersey
Department of Law & Public Safety
Division of Law
124 Halsey Street
Post Office Box 45029
Newark, New Jersey 07101-45029
david.wand@dol.lps.state.nj.us

INTERESTED PARTIES

Richard Levitan, LCAPP Agent
Levitan & Associates, Inc.
100 Summer Street, Suite 3200
Boston, Massachusetts 02110
agent@nj-lcapp.com
RC Cape May Holdings, LLC
(BL England Generating Station)

Jim Maiz, Partner
Rockland Capital, LLC
24 Waterway Ave. Suite 800
Woodlands, TX 77380
james.maiz@rocklandcapital.com
Middlesex Power Partners (Sayreville Energy Center)

John Seker, Managing Director
Renewable Energy Solutions LLC
232 Chestnut Avenue, Bernardsville, New Jersey 07924
jseker@gmail.com

RESPONDENTS

David R. King, Esq.
Herrick, Feinstein LLP
210 Carnegie Center
Princeton, New Jersey 08540-6232
dking@herrick.com
Respondent, NRG Energy Inc.

Kevin McNulty, Esq.
Gibbons, PC
One Gateway Center
Newark, New Jersey 07102-5310
kmcnulty@gibbonslaw.com
Respondent, NAEA Ocean Peaking Power, LLC

Howard O. Thompson, Esq.
Russo, Tumulty, Nester, Thompson & Kelly
830 Bergen Avenue
Jersey City, New Jersey 07306
Respondent, PPL Companies

Leslie G. London, Esq.
McManimon & Scotland, LLC
1037 Raymond Blvd. – Suite 400
Newark, New Jersey 07102
llondon@mandslaw.com
Respondent, LS Power Development

Marc B. Laskey, Esq.
Morgan, Lewis & Bockius, LLP
89 Headquarters Plaza North, Suite 1435
Morristown, New Jersey 07960
mlaskey@morganlewis.com
Respondent, FirstEnergy Corporation

Thomas Hoatson, Esq.
West Deptford Energy, LLC (West Deptford Energy Station)
LS Power Group
Two Tower Center, 11th Floor
East Brunswick, NJ 08816